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United No					Voluntary Petition					
Name of Debtor (if individual, enter Last, First. Zwagerman, Darby E.	, Middle):		Name	of Joint De	ebtor (Spouse) (Last, First,	Middle):			
All Other Names used by the Debtor in the last (include married, maiden, and trade names):	8 years		All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):							
Last four digits of Soc. Sec. or Individual-Taxpa (if more than one, state all) xxx-xx-7403	ayer I.D. (ITIN) No./0	Complete EIN	Last f	Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all)						
Street Address of Debtor (No. and Street, City, a 680 N. Lake Shore Drive Unit 1612	Street	Address of	Joint Debtor	(No. and Str	reet, City, and State):					
Chicago, IL		ZIP Code	4					ZIP Code		
County of Residence or of the Principal Place o Cook		60611	Count	y of Reside	ence or of the	Principal Pla	ace of Business:	1		
Mailing Address of Debtor (if different from str P. O. Box 11086 Chicago, IL	Mailir	ng Address	of Joint Debt	or (if differer	nt from street address):					
		ZIP Code 60611-008	6					ZIP Code		
Location of Principal Assets of Business Debtor (if different from street address above):								•		
Type of Debtor (Form of Organization) (Check one box) Individual (includes Joint Debtors) See Exhibit D on page 2 of this form. □ Corporation (includes LLC and LLP) □ Partnership Nature of Business (Check one box) □ Health Care Business □ Single Asset Real Estate as in 11 U.S.C. § 101 (51B) □ Railroad □ Stockbroker □ Commodity Broker □ Clearing Bank				☐ Chapt ☐ Chapt ☐ Chapt ☐ Chapt	the I er 7 er 9 er 11 er 12	Petition is Fil Ch of Ch of	ntcy Code Under Whid led (Check one box) napter 15 Petition for R a Foreign Main Procee napter 15 Petition for R a Foreign Nonmain Pro	ecognition eding ecognition		
Other (If debtor is not one of the above entities, check this box and state type of entity below.)		of the United	nization States	defined "incurr	are primarily co d in 11 U.S.C. § ed by an indivi onal, family, or	(Check onsumer debts, § 101(8) as idual primarily	busing	are primarily ess debts.		
Filing Fee (Check or Full Filing Fee attached Filing Fee to be paid in installments (applicated attach signed application for the court's consist unable to pay fee except in installments. For attach signed application for the court's constallment attach signed application for the court's constallments.	able to individuals on sideration certifying the Rule 1006(b). See Office hapter 7 individuals of	hat the debtorcial Form 3A. only). Must	Check	Debtor is c if: Debtor's a to insiders c all applica A plan is Acceptance	a small busin not a small bu aggregate non s or affiliates) ble boxes: being filed wi-	usiness debto accontingent li are less than ith this petition were solicit	defined in 11 U.S.C. § or as defined in 11 U.S. equidated debts (exclud \$2,190,000.	C. § 101(51D). ing debts owed e or more		
Statistical/Administrative Information ☐ Debtor estimates that funds will be available ☐ Debtor estimates that, after any exempt proper there will be no funds available for distribut	erty is excluded and	administrativ		es paid,		THIS	SPACE IS FOR COURT	USE ONLY		
Estimated Number of Creditors	1,000- 5,001- 5,000 10,000	10,001- 2	25,001- 50,000	50,001- 100,000	OVER 100,000					
Estimated Assets So to \$50,001 to \$100,001 to \$500,001 to \$1 or \$	\$1,000,001 \$10,000,001 to \$10 to \$50 million million	to \$100 to	5100,000,001 o \$500 nillion	\$500,000,001 to \$1 billion						
Estimated Liabilities	\$1,000,001 \$10,000,001 to \$10 to \$50 million	\$50,000,001 \$ to \$100 to	3100,000,001 o \$500 nillion	\$500,000,001 to \$1 billion						

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B1 (Official Form 1)(1/08) Page 2 Name of Debtor(s): Voluntary Petition Zwagerman, Darby E. (This page must be completed and filed in every case) All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet) Location Case Number: Date Filed: Where Filed: - None -Location Case Number: Date Filed: Where Filed: Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet) Name of Debtor: Case Number: Date Filed: - None -District: Relationship: Judge: Exhibit B Exhibit A (To be completed if debtor is an individual whose debts are primarily consumer debts.) (To be completed if debtor is required to file periodic reports (e.g., I, the attorney for the petitioner named in the foregoing petition, declare that I forms 10K and 10Q) with the Securities and Exchange Commission have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 under each such chapter. I further certify that I delivered to the debtor the notice and is requesting relief under chapter 11.) required by 11 U.S.C. §342(b). ☐ Exhibit A is attached and made a part of this petition. Signature of Attorney for Debtor(s) (Date) Exhibit C Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition. No. Exhibit D (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) Exhibit D completed and signed by the debtor is attached and made a part of this petition. If this is a joint petition: ☐ Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition. Information Regarding the Debtor - Venue (Check any applicable box) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes) Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) (Name of landlord that obtained judgment) (Address of landlord) Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition. Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).

B1 (Official Form 1)(1/08)

Voluntary Petition

(This page must be completed and filed in every case)

Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. [If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. §342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X /s/ Darby E. Zwagerman

Signature of Debtor Darby E. Zwagerman

 \mathbf{X} .

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

December 22, 2009

Date

Signature of Attorney*

X /s/ Joseph E. Cohen

Signature of Attorney for Debtor(s)

Joseph E. Cohen 3123243

Printed Name of Attorney for Debtor(s)

Cohen & Krol

Firm Name

105 West Madison Street

Suite 1100

Chicago, IL 60602-4600

Address

312.368.0300 Fax: 312.368.4559

Telephone Number

December 22, 2009

Date

*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X

Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

Name of Debtor(s): Zwagerman, Darby E.

Signatures

Signature of a Foreign Representative

Page 3

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only one box.)

- ☐ I request relief in accordance with chapter 15 of title 11. United States Code. Certified copies of the documents required by 11 U.S.C. §1515 are attached.
- ☐ Pursuant to 11 U.S.C. §1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

X

Signature of Foreign Representative

Printed Name of Foreign Representative

Date

Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social-Security number (If the bankrutpcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.)(Required by 11 U.S.C. § 110.)

	_			
۲	٧	ı	,	
	١,			

Date

Address

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose Social Security number is provided above.

Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.

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B 1D (Official Form 1, Exhibit D) (12/09)

United States Bankruptcy Court Northern District of Illinois

		Not therm District of Infinois		
In re	Darby E. Zwagerman	Case	e No.	
		Debtor(s) Cha	pter	7

EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

- 1. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. *Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency*.
- □ 2. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 14 days after your bankruptcy case is filed.
- □ 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the seven days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Summarize exigent circumstances here.]

If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.

☐ 4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]

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B 1D (Official Form 1, Exhibit D) (12/09) - Cont.	Page 2						
☐ Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.); ☐ Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.); ☐ Active military duty in a military combat zone.							
☐ 5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.							
I certify under penalty of perjury that the information provided above is true and correct.							
Signature of Debtor: /s/ Darby E. Zwagerman Darby E. Zwagerman							
Date: December 22, 2009							

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B6D (Official Form 6D) (12/07)

In re	Darby E. Zwagerman		Case No.	
-		Debtor		

SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests

List creditors in alphabetical order to the extent practicable. If a minor child is a creditor, the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured

guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor", include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, or Community".

If the claim is contingent, place an "X" in the column labeled "Contingent". If the claim is unliquidated, place an "X" in the column labeled "Unliquidated". If the claim is disputed, place an "X" in the column labeled "Unliquidated". (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s)" on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	C O D E B T O R	٦١	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONT _ NGEN	OZLLGD_DAHUD	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
Account No. American Home Mortgage Servicing P. O. Box 660029 Dallas, TX 75266		-	2004 First Mortgage 4911-13 N. Hermitage, Chicago, IL 60640 - 3 flat plus coach house Value \$ 650,000.00	Т	TED		816,000.00	473,205.82
Account No. GMAC Mortgage P.O. Box 4622 Waterloo, IA 50704-4622		-	2006 Second Mortgage 4911-13 N. Hermitage, Chicago, IL 60640 - 3 flat plus coach house Value \$ 650,000.00				307,205.82	0.00
Account No.			Value \$				001,200.02	0.00
Account No.			Value \$					
continuation sheets attached		•	S (Total of th	Subt		- 1	1,123,205.82	473,205.82
			(Report on Summary of Sc		ota ule	- 1	1,123,205.82	473,205.82

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B6E (Official Form 6E) (12/07)

•		
In re	Darby E. Zwagerman	Case No.
-		Debtor ,

SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be

liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column lab "Disputed." (You may need to place an "X" in more than one of these three columns.) Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labe "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.
Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.
Report the total of amounts not entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.
☐ Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.
TYPES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets)
☐ Domestic support obligations
Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1).
☐ Extensions of credit in an involuntary case
Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).
☐ Wages, salaries, and commissions
Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$10,950* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).
☐ Contributions to employee benefit plans
Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of busines whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).
☐ Certain farmers and fishermen
Claims of certain farmers and fishermen, up to \$5,400* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).
☐ Deposits by individuals
Claims of individuals up to \$2,425* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7).
■ Taxes and certain other debts owed to governmental units
Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).
☐ Commitments to maintain the capital of an insured depository institution
Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9).
☐ Claims for death or personal injury while debtor was intoxicated
Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10).

^{*} Amounts are subject to adjustment on April 1, 2010, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

continuation sheets attached

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B6E (Official Form 6E) (12/07) - Cont.

In re	Darby E. Zwagerman		Case No.	
		Debtor		

SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

(Continuation Sheet)

Taxes and Certain Other Debts Owed to Governmental Units

TYPE OF PRIORITY Husband, Wife, Joint, or Community CODEBTOR UNLIQUIDATED AMOUNT NOT ENTITLED TO PRIORITY, IF ANY CREDITOR'S NAME, ONTINGENT SPUTED AND MAILING ADDRESS Н **AMOUNT** DATE CLAIM WAS INCURRED INCLUDING ZIP CODE, W AND CONSIDERATION FOR CLAIM OF CLAIM AMOUNT ENTITLED TO PRIORITY AND ACCOUNT NUMBER J С (See instructions.) 2008 Account No. Form 1040 Internal Revenue Service 0.00 PO Box 802501 Cincinnati, OH 45280-2501 Χ 8,056.00 8,056.00 Account No. Account No. Account No. Account No. Subtotal 0.00 Sheet 1 of 1 continuation sheets attached to (Total of this page) 8,056.00 8,056.00 Schedule of Creditors Holding Unsecured Priority Claims Total 0.00 (Report on Summary of Schedules) 8,056.00 8,056.00

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B6F (Official Form 6F) (12/07)

In re	Darby E. Zwagerman	Case No.
_		Debtor

SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

☐ Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F

ODED WODIG VALVE	_	Шп	sband, Wife, Joint, or Community	Ιc	ш	D	T
(See instructions above.)	CODEBTOR	H W J C	DATE CLAIM WAS INCURRED AND	CONTINGEN	QU I D A	DISPUTED	AMOUNT OF CLAIM
Account No. 0624					T E D		
Ann Taylor PO Box 659705 San Antonio, TX 78265-9705		ı			D		195.94
Account No.			Promissory Note/ Business				
Betty Baechle 10716 Mirasol Drive #602 Miromar Lakes, FL 33913		ı					480,000.00
Account No. 2984							
Chase Cardmember Service PO Box 15153 Wilmington, DE 19886-5153		1					27,986.93
Account No. 5617							
Chase Cardmember Service PO Box 15153 Wilmington, DE 19886-5153		-					662.16
2			<u> </u>	Subt	ota	l	E00 04E 00
2 continuation sheets attached			(Total of t	his	pag	e)	508,845.03

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B6F (Official Form 6F) (12/07) - Cont.

In re	Darby E. Zwagerman	Case No.	
•		Debtor ,	

SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

(Continuation Sheet)

CREDITOR'S NAME,	C	Hu	sband, Wife, Joint, or Community	C	Ü	D	
MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	C A M	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT		DISPUTED	
Account No. 2918]			T	E		
Chase Cardmember Service PO Box 15153 Wilmington, DE 19886-5153		-			D		1,876.49
Account No. 0597							
Citibank PO Box 689197 Des Moines, IA 50368-9197		-					7,467.60
Account No.	╁	╁	Promissory Note/ Business	\vdash	H	-	
Cynthia and Bernard Hennessy 1577 Clyde Naperville, IL 60565		-					65,000.00
Account No.	T	T	Promissory Note/ Business			T	
Doris A. and Bruce A. Wine 3800 Bal Harbor Blvd. #415 Punta Gorda, FL 33950		-					300,000.00
Account No. 2348	t	T				T	
First Insurance Funding Corp PO Box 66468 Chicago, IL 60666-0468	•	-					688.26
Sheet no. 1 of 2 sheets attached to Schedule of	_			Subt	tota	1	275 000 05
Creditors Holding Unsecured Nonpriority Claims			(Total of t	his	pag	ze)	375,032.35

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B6F (Official Form 6F) (12/07) - Cont.

In re	Darby E. Zwagerman	Case No.	
•		Debtor ,	

SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

	١.	1				-	
CREDITOR'S NAME,		Hu	sband, Wife, Joint, or Community	C	U N	ľ	
MAILING ADDRESS	CODEBTOR	н	DATE CLAIM WAS INCURRED AND	CONTI	L	DISPUT	
INCLUDING ZIP CODE,	B	w	CONSIDERATION FOR CLAIM. IF CLAIM	li.	Q	Įυ	A MOUNTE OF CLAR
AND ACCOUNT NUMBER	0	C	IS SUBJECT TO SETOFF, SO STATE.	N G			
(See instructions above.)	R	۲		N G E N T	DATED	D	
Account No. 9564				Т	T		
	1				Ď		
Gap Visa	l						1
PO Box 960017	l	-					
Orlando, FL 32896-0017	l						
Ollando, 1 E 32090-0017	l						
	l						
	l						1,136.22
Account No. 6008	T					T	
recount ito. 0000	ł						
Halmas Diago	l						
Holmes Place	l						
355 E. Grand Ave.	l	-					
Chicago, IL 60611	l						
	l						
	l						95.00
Account No.	╁	\vdash	Promissory Note/ Business	-	_	┢	
Account No.	1		Floringsory Note/ Business				
l., .,	l						
Kerry and Sandra Zwagerman	l						
2300 Lisson Rd.	l	-					
Naperville, IL 60565	l						
	l						
	l						15,600.00
Account No. 3058	┢	╁	Associating Face	┢	\vdash	┝	+
Account No. 5056	1		Accounting Fees				
	l						
Mann Weitz & Associates LLC	l						
111 Deer Lake Road #125	l	-					
Deerfield, IL 60015	l						
	l						
	l						4,730.00
Account No. 1072	⊢	╁		┢	\vdash	⊢	+
Account No. 1973	1						
L	1	1					
Standard Parking	l						
680 N. Lake Shore Drive	l	-					
Chicago, IL 60611	l						
	l						
	l						162.50
	_						
Sheet no. 2 of 2 sheets attached to Schedule of				Subt			21,723.72
Creditors Holding Unsecured Nonpriority Claims			(Total of t	his	pag	ge)	21,123.12
				т	`ota	1	
							905,601.10
			(Report on Summary of Sc	hed	lule	es)	303,001.10

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B6G (Official Form 6G) (12/07)

In re	Darby E. Zwagerman	Case No	
-		Debtor	

SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser", "Agent", etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

■ Check this box if debtor has no executory contracts or unexpired leases.

Name and Mailing Address, Including Zip Code, of Other Parties to Lease or Contract

Description of Contract or Lease and Nature of Debtor's Interest. State whether lease is for nonresidential real property. State contract number of any government contract. Case 09-48323 Doc 1 Filed 12/22/09 Entered 12/22/09 09:37:47 Desc Main Document Page 13 of 22

B6H (Official Form 6H) (12/07)

In re	Darby E. Zwagerman	Case No.	
-	<u>_</u>	Debtor	

SCHEDULE H - CODEBTORS

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CODEBTOR

NAME AND ADDRESS OF CREDITOR

Richard Zwagerman 680 N. Lake Shore Drive Unit 1612 Chicago, IL 60611 Internal Revenue Service PO Box 802501 Cincinnati, OH 45280-2501

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Document

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B6 Declaration (Official Form 6 - Declaration). (12/07)

United States Bankruptcy Court Northern District of Illinois

In re	Darby E. Zwagerman			Case No.	
			Debtor(s)	Chapter	7
	DECLARATION C	ONCERN	ING DEBTOR'S SO	CHEDUL	ES
	DECLARATION UNDER I	PENALTY (OF PERJURY BY INDIVI	DUAL DEF	BTOR
	I declare under penalty of perjury the sheets, and that they are true and correct to the				es, consisting of17
Date	December 22, 2009	Signature	/s/ Darby E. Zwagerman Darby E. Zwagerman Debtor		

Penalty for making a false statement or concealing property: Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. §§ 152 and 3571.

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B8 (Form 8) (12/08)

United States Bankruptcy Court Northern District of Illinois

	Northern Dis	strict of Illinois		
In re Darby E. Zwagerman	·	Debtor(s)	Case No.	7
		Debtor(s)	Chapter	
CHAPTER 7	' INDIVIDUAL DEBTO	DR'S STATEMENT	OF INTEN	NTION
PART A - Debts secured by proper property of the estate. Atta			ted for EAC	H debt which is secured by
property of the estate. Atta	ch additional pages if he	cessary.)		
Property No. 1				
Creditor's Name: American Home Mortgage Servicing		Describe Property S 4911-13 N. Hermitag		t: _ 60640 - 3 flat plus coach
		house		
Property will be (check one):				
■ Surrendered	☐ Retained			
If retaining the property, I intend to (ch	neck at least one):			
☐ Redeem the property	,			
☐ Reaffirm the debt				
☐ Other. Explain	(for example, avo	oid lien using 11 U.S.C	2. § 522(f)).	
Property is (check one):				
☐ Claimed as Exempt		■ Not claimed as exc	empt	
PART B - Personal property subject to	unavnirad lagges (All three	a columns of Dort P mu	ust ha aamnlat	ad for anah unavnirad lanca
Attach additional pages if necessary.)	unexpired leases. (All uned	columns of Fart B mu	ist de complet	ed for each unexpired lease.
Property No. 1			T	
Lessor's Name:	Describe Leased Pro	operty:	Lease will b	e Assumed pursuant to 11
-NONE-			U.S.C. § 36	
			☐ YES	□ NO
I declare under penalty of perjury th		intention as to any pr	operty of my	estate securing a debt and/or
personal property subject to an unex	pired lease.			
- B				
Date December 22, 2009	Signature	/s/ Darby E. Zwagerman Darby E. Zwagerman	an	
		Daiby E. Zwagerman		

Debtor

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United States Bankruptcy Court Northern District of Illinois

	Northern District of Init	11018			
In r	In re Darby E. Zwagerman	Case 1			
	Debtor(s)	Chapt	er	7	
	DISCLOSURE OF COMPENSATION OF ATT	TORNEY FOR	DE	BTOR(S)	
1.	Pursuant to 11 U.S.C. § 329(a) and Bankruptcy Rule 2016(b), I certify that compensation paid to me within one year before the filing of the petition in bankruptcy be rendered on behalf of the debtor(s) in contemplation of or in connection with the	ruptcy, or agreed to be	e paid	d to me, for services	
	For legal services, I have agreed to accept	\$		2,750.00	
	Prior to the filing of this statement I have received			2,750.00	
	Balance Due			0.00	
2.	2. \$ 367.00 of the filing fee has been paid.				
3.	3. The source of the compensation paid to me was:				
	■ Debtor □ Other (specify):				
4.					
••	■ Debtor □ Other (specify):				
5.	5. I have not agreed to share the above-disclosed compensation with any other pe	erson unless they are r	nemb	pers and associates of	f my law firm.
	☐ I have agreed to share the above-disclosed compensation with a person or persopy of the agreement, together with a list of the names of the people sharing it				aw firm. A
6.	6. In return for the above-disclosed fee, I have agreed to render legal service for all a	spects of the bankrup	tcy ca	ase, including:	
	 a. Analysis of the debtor's financial situation, and rendering advice to the debtor i b. Preparation and filing of any petition, schedules, statement of affairs and plan v c. Representation of the debtor at the meeting of creditors and confirmation hearing d. [Other provisions as needed] Representations of Debtor against Motions for Relief and Motions 	which may be required ng, and any adjourned	d;	-	cruptcy;
7.	7. By agreement with the debtor(s), the above-disclosed fee does not include the followard Representation of the debtors in any dischargeability actions or an		roce	eeding.	
	CERTIFICATION				
this	I certify that the foregoing is a complete statement of any agreement or arrangement this bankruptcy proceeding.	nt for payment to me f	or re	presentation of the d	ebtor(s) in
Date	Dated: December 22, 2009 /s/ Joseph E.				
		hen 3123243			
	Cohen & Krol 105 West Ma				
	Suite 1100				
	Chicago, IL 6				
	312.368.0300	Fax: 312.368.455	9		

B 201A (Form 201A) (12/09)

WARNING: Effective december 1, 2009, the 15-day deadline to file schedules and certain other documents under Bankruptcy Rule 1007(c) is shortened to 14 days. For further information, see note at bottom of page 2

UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS

NOTICE TO CONSUMER DEBTOR(S) UNDER § 342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice to individuals with primarily consumer debts: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case.

You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

Notices from the bankruptcy court are sent to the mailing address you list on your bankruptcy petition. In order to ensure that you receive information about events concerning your case, Bankruptcy Rule 4002 requires that you notify the court of any changes in your address. If you are filing a **joint case** (a single bankruptcy case for two individuals married to each other), and each spouse lists the same mailing address on the bankruptcy petition, you and your spouse will generally receive a single copy of each notice mailed from the bankruptcy court in a jointly-addressed envelope, unless you file a statement with the court requesting that each spouse receive a separate copy of all notices.

1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days <u>before</u> the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies. Each debtor in a joint case must complete the briefing.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses. Each debtor in a joint case must complete the course.

2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

Chapter 7: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total Fee \$299)

Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, the United States trustee (or bankruptcy administrator), the trustee, or creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.

Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.

The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.

Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

<u>Chapter 13</u>: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total fee \$274)

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Form B 201A, Notice to Consumer Debtor(s)

Page 2

Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.

Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.

After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

WARNING: Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court. The documents and the deadlines for filing them are listed on Form B200, which is posted at http://www.uscourts.gov/bkforms/bankruptcy_forms.html#procedure.

Many filing deadlines change on December 1, 2009. Of special note, 12 rules that set 15 days to act are amended to require action within 14 days, including Rule 1007(c), filing the initial case papers; Rule 3015(b), filing a chapter 13 plan; Rule 8009(a), filing appellate briefs; and Rules 1019, 1020, 2015, 2015.1, 2016, 4001, 4002, 6004, and 6007.

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B 201B (Form 201B) (12/09)

United States Bankruptcy Court Northern District of Illinois

In re Darby E. Zwagerman		Case No.	
	Debtor(s)	Chapter	7
UNDER § 34		JPTCY CODE y Petition Preparer	
Printed name and title, if any, of Bankruptcy Petit. Preparer Address:		petition preparer the Social Secur- principal, respon	number (If the bankruptcy is not an individual, state ity number of the officer, asible person, or partner of petition preparer.) (Required 10.)
X Signature of Bankruptcy Petition Preparer or office principal, responsible person, or partner whose Social Security number is provided above.	er,		
I (We), the debtor(s), affirm that I (we) hat Code.	Certification of Debtor ave received and read the attach	ned notice, as required b	y § 342(b) of the Bankruptcy
Darby E. Zwagerman	X /s/ Darby	E. Zwagerman	December 22, 2009
Printed Name(s) of Debtor(s)	Signature	of Debtor	Date
Case No. (if known)	X Signature	of Joint Debtor (if any)	Date

Instructions: Attach a copy of Form B 201 A, Notice to Consumer Debtor(s) Under § 342(b) of the Bankruptcy Code.

Use this form to certify that the debtor has received the notice required by $11 \text{ U.S.C.} \$ 342(b) only if the certification has **NOT** been made on the Voluntary Petition, Official Form B1. Exhibit B on page 2 of Form B1 contains a certification by the debtor's attorney that the attorney has given the notice to the debtor. The Declarations made by debtors and bankruptcy petition preparers on page 3 of Form B1 also include this certification.

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United States Bankruptcy Court Northern District of Illinois

		Not the District of Initions		
In re	Darby E. Zwagerman		Case No.	
		Debtor(s)	Chapter 7	
	VER	RIFICATION OF CREDITOR M	MATRIX	
		Number of	Creditors:	18
	The above-named Debtor(s) I (our) knowledge.	hereby verifies that the list of credi	tors is true and correct to t	he best of my
Date:	December 22, 2009	/s/ Darby E. Zwagerman Darby E. Zwagerman Signature of Debtor		

American Home Mortgage Servicing P. O. Box 660029 Dallas, TX 75266

Ann Taylor PO Box 659705 San Antonio, TX 78265-9705

Betty Baechle 10716 Mirasol Drive #602 Miromar Lakes, FL 33913

Chase Cardmember Service PO Box 15153 Wilmington, DE 19886-5153

Chase Cardmember Service PO Box 15153 Wilmington, DE 19886-5153

Chase Cardmember Service PO Box 15153 Wilmington, DE 19886-5153

Citibank PO Box 689197 Des Moines, IA 50368-9197

Cynthia and Bernard Hennessy 1577 Clyde Naperville, IL 60565

Doris A. and Bruce A. Wine 3800 Bal Harbor Blvd. #415 Punta Gorda, FL 33950

First Insurance Funding Corp PO Box 66468 Chicago, IL 60666-0468

Gap Visa PO Box 960017 Orlando, FL 32896-0017

GMAC Mortgage P.O. Box 4622 Waterloo, IA 50704-4622

Holmes Place 355 E. Grand Ave. Chicago, IL 60611

Internal Revenue Service PO Box 802501 Cincinnati, OH 45280-2501

Kerry and Sandra Zwagerman 2300 Lisson Rd. Naperville, IL 60565

Mann Weitz & Associates LLC 111 Deer Lake Road #125 Deerfield, IL 60015

Richard Zwagerman 680 N. Lake Shore Drive Unit 1612 Chicago, IL 60611

Standard Parking 680 N. Lake Shore Drive Chicago, IL 60611